

CITY OF NEWPORT

DOCKET OF THE COUNCIL

The following items of business, filed with the City Clerk under the Rules of the Council, will come before the Council at its regular meeting to be held on March 10, 2010, at 6:30 p.m.

PLEDGE OF ALLEGIANCE TO THE FLAG

CITIZEN'S FORUM: (Speakers must sign in with the City Clerk)

The Citizen's Forum period shall be no longer than fifteen minutes and citizens may address the Council on **one subject only and for no longer than three minutes.** Issues to be discussed shall not include matters to be considered or discussed as part of the regular council agenda and must be related to substantive city business. No comments regarding personnel or job performance are allowed.

1. **CONSENT CALENDAR.** (THE CONSENT CALENDAR IS APPROVED IN ITS ENTIRETY UNLESS THE COUNCIL REMOVES AN ITEM FOR DISCUSSION. ALL LICENSES ARE GRANTED SUBJECT TO COMPLIANCE WITH ORDINANCES #31-80 AND #98-40.)
 - a. Minutes of the February 17, 2010, and June 10, 2009, council meetings (Approve)
 - b. Special Event Licenses:
 - 1) East Bay Met School Parent Group, d/b/a 4th Annual Spaghetti Dinner; 1 York St., March 18, 2009, 5:30 p.m. to 7:30 p.m.
 - 2) Rhode Island Ancient Order of Hibernians State Board, d/b/a "A Night of Celtic Songs"; Salve Regina University, Ochre Court, March 20, 2010, from 8:00 p.m. to 9:30 p.m.
 - 3) Island Moving Company, d/b/a Dracula at Belcourt Castle; March 25, 2010, from 7:30 to 9:30 p.m.; March 26, 2010, from 7:30 p.m. to midnight; March 27, 2010, at 4:00 p.m. to 6:00 p.m. and 8:00 p.m. to 10:00 p.m.; and March 28, 2010, from 2:00 p.m. to 4:00 p.m. and 6:00 p.m. to 8:00 p.m.

It is the practice of the Council to meet at 6:20 p.m. in the second-floor Conference Room to discuss docket items. The public is invited to attend. The docket, along with all applications and communications, can be viewed on the City of Newport website: www.cityofnewport.com – "Current Newport City News & Announcements" – Click on "MORE NEWS." Council Meeting can be viewed on Cox Cable, Channel 18; check local listings for dates and times. A DVD of the Council Meeting is also available at the Newport Public Library within 48 hrs. of the meeting.

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- 4) St. Michael's Country Day School Parent Assoc., d/b/a "An Evening with the Stars" Comedy Show and Party; Jane Pickens Theater, 49 Touro St., April 30, 2010, from 4:00 p.m. to midnight.
- 5) Cystic Fibrosis Foundation, d/b/a "Great Strides: A Walk to Cure Cystic Fibrosis"; beginning at Brenton Point State Park, May 15, 2010; registration at 9:00 a.m., walk at 10:00 a.m. (Ocean Drive area)
- 6) Campo & Company, LLC, d/b/a Newport Artisans' Fair and Raffle Fundraiser; Elks Lodge, 141 Pelham Street, June 5, 2010, from 10:00 a.m. to 5:00 p.m. and June 6, 2010, from 11:00 a.m. to 4:00 p.m.
- 7) New Festival Productions, LLC, d/b/a Newport Folk Festival; International Tennis Hall of Fame, 194 Bellevue Ave., July 30, 2010, from 8:00 p.m. to 11:00 p.m.
- 8) New Festival Productions, LLC, d/b/a Newport Folk Festival; Fort Adams State Park, July 31 and August 1, 2010, from 11:30 a.m. to 6:30 p.m.
- 9) New Festival Productions, LLC, d/b/a Carefusion Newport Jazz Festival; International Tennis Hall of Fame, 194 Bellevue Ave., August 6, 2010, from 8:00 p.m. to 11:00 p.m.
- 10) New Festival Productions, LLC, d/b/a Carefusion Newport Jazz Festival; Fort Adams State Park, August 7 and 8, 2010, from 11:30 a.m. to 6:30 p.m.
- 11) SUP Cleanup, LLC, d/b/a Standup Paddleboard Race; King Park, Wellington Ave., August 28, 2010, from 8:00 a.m. to 11:00 a.m.
- c. Daily Entertainment Licenses, Class A, Ancient Order of Hibernians, 2 Wellington Ave.; March 12, 2010, from 6:00 p.m. to 11:00 p.m. and March 13, 2010, from Noon to Midnight.

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- d. Holiday Selling License, New:
 - 1) Andrews Caribbean Market, LLC, d/b/a Andrews Caribbean Market, 51 Marlborough St.
 - 2) Be Dazzled, Inc., d/b/a Be Dazzled, 225 Goddard Row
 - 3) William M. Clasby, d/b/a Permanent Memories, 209 Goddard Row
 - 4) John MacGowan, d/b/a John MacGowan Studio, 221/223 Spring St.
 - 5) Pan Handler's Inc., d/b/a Pan Handlers, 35 Broadway (new owner)
 - 6) Daniel MacDonald, d/b/a Three Golden Apples, 140 Bellevue Ave. (new owner)
 - 7) The Groovy Gator, Inc., d/b/a The Groovy Gator, 408 Thames St.
- e. Holiday Selling License, Renewals (with new locations):
 - 1) Francesca Erice, d/b/a Camden Passage, 7 Christies Landing
 - 2) Evansco, Inc., d/b/a Sail Loft, 18 Bowen's Wharf
 - 3) Franklin and Company, LLC, d/b/a Franklin and Company, 11 Memorial Blvd.
 - 4) Kristina Richards, d/b/a Kristina Richards, 17 Touro St.
 - 5) Go Green! LLC, d/b/a Segway of Newport, 436/438 Thames St.
 - 6) Tsering Ngamdung, d/b/a Tibet in-port, 411 Thames St. Unit 1
 - 7) Tsering W. Ngamdung, d/b/a Lotus, 411 Thames St., Unit 4
- f. 2010-2011 Holiday Selling License, Renewals (listed at end of docket)
- g. Second-hand License, Renewal, Franklin and Company, LLC, d/b/a Franklin and Company, 11 Memorial Blvd. (new location)
- h. 2010-2011 Second-hand License Renewals (listed at end of docket)
- i. Tattoo Parlor License, Renewal, Mark David Botello, d/b/a Island Tattoo, 33 Marlborough St. (pending Health Dept. approval)
- j. Communication from Christopher J. Behan, Assistant City Solicitor, re: Historic District Ordinance Amendment (Receive and order ordinance advertised for public hearing on April 14, 2010)

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COMMUNICATIONS AND PETITIONS

2. Communication from Jody J. Sullivan, Executive Director, Newport County Chamber of Commerce, re: donation of “Bellevue Avenue – Mansion District” directional sign.

3. **BOARDS AND COMMISSIONS**

Planning Board – Reappointment of Deborah Melino-Wender

Board of Tax Appeals – Reappointment of Nancy Cardoza

Vacancies currently or soon will exist on the following boards and commissions: Affirmative Action Commission, Beach Commission, Building Code Board of Appeals, Historic District Commission, Juvenile Hearing Board, Personnel Appeals Board, Planning Board, Board of Tax Appeals, Tree and Open Space Commission, Redevelopment Agency, and the Zoning Board of Review. Interested residents can obtain applications on the City’s web page or by contacting the Mayor’s Office.

RESOLUTIONS

4. Recognizing Greek Independence Day – K. Leonard
5. Requesting an analysis of the City’s indebtedness – K. Leonard, S. Waluk
6. Encouraging resident participation in the 2010 Census – Newport City Council
7. Redevelopment of Surplused Navy Property on Aquidneck Island – J. Napolitano
8. Requesting an ordinance to authorize suspension or revocation of a Victualing License or Entertainment License for violation of the regulations or conditions upon which it was granted..

ORDINANCES

9. Amending Title 13 of the Codified Ordinances, entitled “Public Services,” to add Chapter 13.06, “Cross-connection Control Program (Second Reading)

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10. Amending Chapter 15.24 of the Codified Ordinances, entitled “Flood Hazard Area Development (Second Reading)
11. Amending Title 10 of the Codified Ordinances, entitled “Vehicles and Traffic,” to add Chapter 10.22, “Valet Parking” (First Reading)

COMMUNICATIONS FROM THE CITY MANAGER

12. Communication #4642/10 (Revised), re: Award of Contract for Banking Services (with accompanying resolution; continued from February 24, 2010)
13. Communication #4652/10 (Revised), Bond Ordinance for Sanitary Sewer Repairs Related to CSO Compliance (with accompanying ordinance; continued from February 24, 2010)
14. Communication #4653/10 (Revised), re: Award of Bid for Road Materials (with accompanying resolution; continued from February 24, 2010)
15. Communication #4654/10 (Revised), re: Bid Award for Cemetery Mowing (with accompanying resolution; continued from February 24, 2010)
16. Communication #4663/10, re: Transfer of Funds from Council Contingency to Snow Removal Budget (with accompanying resolution)
17. Communication #4664/10, re: Washington Square Phase 2, Change Request #3 (with accompanying resolution)
18. Communication #4665/10, re: RI Local Equity Aid Program – City of Newport/RIDOT – Revised (with accompanying resolution)
19. Communication #4666/10, re: Bid Award for Rental and Cleaning of Portable Restrooms (with accompanying resolution)
20. Communication #4667/10, re: Parking Restriction – Thurston Avenue (with accompanying ordinance)

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21. Communication #4668/10, re: Narragansett Electric Company Easement for Existing Facilities on City Property (with accompanying resolution)
22. Communication #4669/10, re: RI Department of Environmental Management Grant (with accompanying resolution)
23. Communication #4670/10, re: Professional Legal Services Related to Water Rate Consultation and Representation (with accompanying resolution)
24. Communication #4671/10, re: United Water Contract Administrative Memorandum (CAM) No. 10-002 (with accompanying resolution)

ADJOURN AS COUNCIL AND CONVENE AS BOARD OF LICENSE COMMISSIONERS

BOARD OF LICENSE COMMISSIONERS

CONSENT CALENDAR

Sunday Selling Class A Liquor Store - Renewals

<i>DBA</i>	<i>Owner Name</i>	<i>Business Address</i>
Andrews Liquors	JACE Enterprises, Inc.	493 Broadway
Bellevue Wine & Spirits	Bellevue Wine & Spirits LLC	181 Bellevue Ave.
Bridge Liquors	KRG Enterprises, Inc.	23 Connell Highway
Bucci Combination Store	Bucci Combination Store LLC	1-3 Thames St.
Downtown Liquors	Shiva Corporation	202 Thames St.
Fifth Ward Liquor	Fifth Ward Liquor, Inc.	695 Thames St.
Harry's Liquor Store	Harry S. Karanikolas, Inc.	199 Connell Hwy
Island Liquors	Newport Prescription Center, Inc.	291 Broadway & Portion of 289 Broadway
Newport Wine Cellar	Newport Wine Cellar LLC	24 Bellevue Ave.
Rex Liquor	Ratana Hoan	126 -128 Broadway
Rum Runner	IDC Rum Runner Inc.	5 Marina Plaza
Sully's Beer Wine & Liquor	B.A.K.E., Inc.	25 Bliss Road
Vicker's Liquors	Vickers' Liquors LLC	274 Bellevue Ave.
Wellington Square Liquors	Amor, Inc.	580 Thames St.

ADJOURN

Kathleen M. Silvia
City Clerk

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Holiday Selling License Renewals

D/B/A	Organization Name	Street Address
7 Eleven 25854 - D	Muhamad Tariq Rashid	135 JT Connell Highway
7-Eleven #23880	Muhamad Tariq Rashid	29 Memorial Blvd.
7-Eleven #32508 B	Kashif Siddiqui	95 Broadway
Aardvark Antiques	Arthur A. Grover	9 Connell Highway
Accidental Artist, The	SHLZ, LLC	516 Thames Street
Alex and Ani Inc.	Alex and Ani Inc.	1 Bowen's Wharf
Alloy	Tamar Kern	160 Spring St.
Annabelle	Annabelle, Inc.	395 Thames Street
Armchair Sailor Books	Far Horizons, LLC	543 Thames Street
Army Navy Surplus	Shiv Jay Retail Realty LLC	111 Swinburne Row
Arnold Art Store &	Arnold Art, Inc.	210 Thames Street
Ash Mart	Ash Mart, Inc.	2 Carroll Avenue
Bailey T's Resortwear	Bailey T's Resortwear, LLC	3 Long Wharf
Ball & Claw, The	Ball & Claw, The	29 Americas Cup Avenue
Banana Republic #8129	Banana Republic, LLC	124 Thames Street
Be Dazzled	Be Dazzled Inc.	225 Goddard Row
Ben's Furniture Co.	Ben's Furniture Co.	166 Thames Street
Bermuda Bay Clothing	Evansco, Inc.	119 Swinburne Row
Blockbuster Video	Video Management Group, Inc.	199 Connell Highway
Blue Rocks Market	Blue Rocks Catering, LLC	7 Carroll Ave
Bld.	Bld. apparel, LLC	421 Thames St.
Bowen's Wharf	Bowen's Wharf Co., Inc.	45 Americas Cup Ave.
Brahmin Leather Works	Brahmin Leather Works Inc.	22 Bannisters Wharf
Breakell J. H. Breakell & Co.		128 Spring St.
Breakers Museum Store	Preservation Society of Newport County	0 Ochre Point Ave.
Cabbage Rose	Janet Culkins	493 Thames St.
Cadeaux du Monde	Jane L. Dyer & Katherine J. Dyer	26 Mary St.
CH Charles 5&10 Store	IHABCH654, INC	232 Broadway

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Chace n'Lulu	Chace N' Lulu LLC	57 America's Cup Ave.
Chateau-Sur-Mer	Preservation Society of Newport County	424 Bellevue Ave.
Chico's #29	Chico's FAS, Inc.	130 Thames St.
Coldwater Creek US Inc.	Coldwater Creek US Inc.	49 Long Wharf, Ste. G
Cosmetic Cosmos	Cosmetic Cosmos, LLC	387 Thames Street Unit R-1
Custom Canvas Newport	Loretta Roy and Donald Roy	6 Bowens Wharf
CVS Pharmacy #355	Rhode Island CVS Pharmacy LLC	181 Bellevue
Destination: Chocolate	Destination: Chocolate LLC	15 Bowens Wharf
Diva	Chatree Sachayansrisakul	433 Thames Street
Down Under Jewelry	Hollarcraft Inc.	479 Thames Street
Drawing Room of	Federico Santi & John Gacher	152 Spring Street
Dress Barn and Dress	Dress Barn Inc. #604	199 Connell Highway
Elms Museum Store	Preservation Society of Newport County	Bellevue Avenue
Empire Tea & Coffee	Newport Bubble Tea, LLC	22 Broadway including adjacent
Erica Zap Collection	Erica Zap	477 Thames Street
Express LLC #582	Express LLC	144 Thames Street
Fall River Pawn Brokers	Spindle City Pawnbrokers, Inc.	310 Broadway
Famous Footwear #2559	Brown Group Retail, Inc.	199 Connell Highway Unit 2
Frazzleberries Country Store	Frazzleberries LLC	475 Thames Street
Gap #2248, The	Gap Inc.	33 Americas Cup
Gapkids #9246	Gap Inc.	41 Long Wharf
General Store, The	Long Wharf General Store, LLC	19 Long Wharf Mall
Geri Lou's Distinctive	M B Enterprises, Inc.	205 Goddard Row
Goodies by the Sea	Goodies by the Sea, LLC	22 Long Wharf Mall South
Gossip	Gossip Inc.	391 Thames St., Unit # R3
Green Envy	Rachel Lessne	223 Goddard Row
Griffon Shop	Newport Art Museum and Art Association, Inc.	76 Bellevue Avenue
Handy Variety	Rafic El Hariri	458 Thames St
Helly Hansen Newport	Music Box, Inc.	154 Thames Street
Hotel Viking	Lasalle Hotel Lessee, Inc.	1 Bellevue Avenue
International Tennis Hall	International Tennis Hall of Fame, Inc.	194 Bellevue Avenue
International Yacht	International Yacht Restoration School, Inc.	449 Thames Street, Suite 111
Island Pursuit	Island Pursuit Inc.	364 Thames St.
Jason & Co.	Jason Carbonneau	207 Goddard Row

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JB Antiques	Jacqueline Barratt	33 Franklin St.
JD Convenience	Shivam Inc.	202 Thames St.
Jos. A. Bank Clothiers	Jos. A. Bank Clothiers Inc.	21 Long Wharf
Karma	BostonTwins, LLC	13 Touro
Karol Richardson	Karol Richardson, Inc.	24 Washington Square
Kingscote Museum Store	Preservation Society of Newport County	Bellevue Ave.
Ki-Ra Salon Ltd.	Ki-Ra Salon Ltd.	6 West Marlborough St.
Leo's Market	Juan Campos & Alba Corleto	156 Broadway
Lulu's	Lulu's, Ltd.	433 Thames St. Suite 1
Lynn Arden's Children's	Lynn Arden Kramer	227 Goddard Row
Mandarine	Mandarine, Inc.	33 Bannister's Wharf
Marble House Museum	Preservation Society of Newport County	Bellevue Ave.
Mattress Giant	Mattress Giant	199 Connell Highway
Mole Hole of Newport	Coastal Gifts, Inc.	21 Long Wharf Mall
Museum of Newport	Newport Historical Society	127 Thames Street
Museum Store, The	Preservation Society of Newport County	1 Bannisters Wharf
Music Box	Music Box, Inc.	160 Thames Street
Narragansett LTD	Pendleton Farms, LTD	3 Bowens Wharf
Newport Bay Club and	Newport Bay Club and Hotel	337 Thames Street- Perry Mill
Newport Breeze	Newport Breeze, Inc.	1 Bannisters Wharf
Newport CEIBA	Iris J. Quiroa	154 Broadway
Newport China Trade Co.	Herbert & Blair Simmons	8 Franklin Street
Newport Hardware	Nagle Group, Inc.	1 Casino Terrace
Newport Hobby House	Newport Hobby House, Ltd.	146 Broadway
Newport Lamp and	Newport Lampshade Company Inc., The	36 Franklin St.
Newport Marriott Hotel	Marriott Hotel Services, Inc.	25 Americas Cup Avenue
Newport Prescription	Newport Prescription Center, Inc.	289 Broadway
Newport Scrimshanders	Brian J. Kiracofe	14 Bowens Wharf
Newport Video	North-East Sales, Inc.	228 Connell Highway
Newport Xtra Mart	Drake Petroleum Co., Inc	27 Memorial Boulevard
Newport Yachting Center	Historic Wharves Associates, Inc.	4 Commercial Wharf
Nicky's Music	Nicholas A. Danakos	62 Spring Street
NRF Museum Store	Newport Restoration Foundation	415 Thames St.
Nutcracker Suite	Kevin Whittaker	22 Mill Street

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Old Navy #3808	Old Navy LLC	199 Connell Highway
On The Dog Walk	Susan Forfa	435 Thames St.
One Stop Building	One Stop Building Supply Center, Inc.	236 Connell Highway
Papers	Papers LLC	178 Bellevue Avenue
Payless Shoesource #4829	Payless Shoesource, Inc.	199 Connell Highway
Permanent Memories	William M. Clasby	209 Goddard Row
Platinum House, The	Platinum House, Inc.	137 Swinburne Row
Portobello Jewelers	Portobello LLC	211 Goddard Row
Portobello Jewelers	Portobello LLC	200 Bellevue Avenue
Radio Shack #1026	Radio Shack Corporation	266 Bellevue Ave.
Rene & Son Carpet	Rene & Son Carpet Center, Inc.	180 Connell Highway
Rite Aid # 10221	Maxi Drug, South Inc.	268 Bellevue Ave.
Ritrex Camera	Joseph Menassa, Inc.	322 Swans Wharf Row
Roger King Fine Arts	Roger King Fine Arts LLC	21 Bowens Wharf
Rosecliff Museum Store	Preservation Society of Newport County	Bellevue Ave.
Rotary Shell	Colbea Enterprises, LLC	138 Connell Highway
Royal Warrant	Royal Male, LTD	18 Bannisters Wharf
Save The Bay	Save The Bay, Inc.	175 Memorial Blvd.
Scooter World, LLC	Scooter World, LLC	9 Christie's Landing
Sea Horse Antiques	Maria V. Meares	91 Long Wharf
Seaside Art Gallery	United Oil Paintings, Inc.	134 Thames St.
Sheldon Art Gallery	Kennedy Studios of Newport, Inc.	59 Americas Cup Ave.
Ship's Store & Rigging,	Deveau, Inc.	1 Bowen's Landing
Shirtsleeves	David Fernandez	8 Christies Landing
Sole Desire	Heavenly Soles, Inc.	131 Swinburne Row
Spring Bull Gallery &	Cooperative of Artists	55 Bellevue Ave.
Spring Fever	AMC Properties, Inc.	235 Spring St.
Starbucks Coffee #7229	Starbucks Corporation	212 Thames St.
Stillwater Spa	Hyatt Regency Newport	1 Goat Island
Stop & Shop #701	Stop & Shop Supermarket Co.	250 Bellevue Ave.
Super Stop and Shop	Stop and Shop Supermarket Co.	199 Connell Highway
Supercuts #9484	Supercuts Corporate Shops, Inc.	199 Connell Highway
T J Maxx #617	T J X Companies, Inc., The	199 Connell Highway

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Talbots #24	Talbots, Inc., The	162 Bellevue Ave.
Team One Newport	Team One Newport, Inc.	561 Thames St.
Thames Glass, Inc.	Thames Glass, Inc.	688 Thames St.
Thames Street Shell	Colbea Enterprises, LLC	560 Thames St.
Thames Street Shirt	Thames Street Shirt Company	410 Thames St.
Trendz	Trendz LLC	435 Thames St. #2N
Tricote Tricote LLC	30	Franklin St.
Tropical Gangsters	Tropical Gangsters Southside, Ltd.	375 Thames St.
UpperDeck Clothing	David Fernandez	27 Bowens Wharf
Van Der Wal Gallery	Tenley & Onne Van Der Wal	1 Bannister's Wharf
Wal-Mart Store #2885	Wal-Mart Stores East, LP	199 Connell Highway
Wellspring	Donald S. Robertson	182 Bellevue Ave.
West Marine	West Marine Products, Inc.	199 Connell Highway
Wild Orchid	Wild Orchid LLC	429 Thames St.
William Vareika Fine	William Vareika Fine Arts, LTD	212 Bellevue Ave.
Wish Newport	Mint LLC	664 Thames St.
Yankee Candle Company	Yankee Candle Company, Inc., The	36 Americas Cup Ave.
Your Sports	Your Sports Memorabilia Store, Inc.	170 Thames St.

Second-hand License Renewals

<i>D/B/A</i>	<i>Owner</i>		<i>Address</i>
A & A Gaines	Alan & Amy B. Gaines	40	Franklin Street
Aardvark Antiques	Arthur A. Grover	9	Connell Highway
Blockbuster Video Inc.	Video Management Group,	199	Connell Highway, Unit 11
Cottage & Garden, LLC	Cottage & Garden, LLC	9	Bridge St. Unit C
Drawing Room of Newport Gacher	Federico Santi & John	152	Spring St.
Grenon's of Newport	Grenon's of Newport, LLC	210	Bellevue Ave.
Griffon Shop	Newport Art museum and Art Association, Inc.	76	Bellevue Ave.
JB Antiques	Jacqueline Barratt	33	Franklin Street

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Karma	Boston Twins LLC	13	Touro St.
Lulu's	Lulu's, Ltd.	433	Thames Street Suite 1
Newport China Trade	Herbert and Blair Simmons	8	Franklin Street
Newport Lamp and Shade Company,	Newport Lampshade Company Inc., The	36	Franklin St.
Newport Scrimshanders	Brian J. Kiracofe	14	Bowens Wharf
Nicky's Music	Nicholas A. Danakos	62	Spring Street
Portobello Jewelers	Portobello LLC	200	Bellevue Avenue
Portobello Jewelers	Portobello LLC	211	Goddard Row
Roger King Fine Arts	Roger King Fine Arts LLC	21	Bowens Wharf
Salvation Army Thrift Shop, The	Salvation Army, The	76	Broadway
William Vareika Fine Arts	William Vareika Fine Arts LTD	212	Bellevue Avenue